

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office **DEC 17 1993**

Returned to applicant for correction

Corrected application filed Map filed **DEC 06 1993** under **59200**The applicant **James R. Buell, VMD**P.O. Box **6525** of **Incline Village**
Street and No. or P.O. Box No. City or TownNevada **89450**

State and Zip Code No.

hereby make Application for permission to change the
point of diversion and the place of use and manner of use
Point of diversion, manner of use, and/or place of useof water heretofore appropriated under **Permit No. 27058 Certificate No. 8370**
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and
identify right in Decree.

- The source of water is **underground**
Name of stream, lake, underground spring or other source.
- The amount of water to be changed **1.0 c.f.s.**
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
- The water to be used for **irrigation purposes**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water heretofore permitted for **irrigation purposes**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water is to be diverted at the following point **within the NW1/4 SE1/4 of Section 14, T.45N., R.33E., M.D.B. & M., or at a point from which the SW corner of said Section 14 bears S 58° 10' 00" W a distance of 3642.00 feet.**
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.
- The existing permitted point of diversion is located within **the SW1/4 SW1/4 of Section 14, T.45N., R.33E., M.D.B. & M., or at a point from which the SW corner of said Section 14 bears S 28° 35' 56" W a distance of 645.20 feet.**
If point of diversion is not changed, do not answer.
- Proposed place of use **See Exhibit "A" attached.**
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

- Existing place of use **40.4 acres in the SW1/4 SE1/4 of Section 14, T.45N., R.33E., M.D.B. & M. 40.2 acres in the SE1/4 SE1/4 of Section 14, T.45N., R.33E., M.D.B. & M. 26.9 acres in the NW1/4 NE1/4 of Section 23, T.45N., R.33E., M.D.B. & M., 25.8 acres in the NE1/4 NE1/4 of Section 23, T.45N., R.33E., M.D.B. & M. 133.3 acres total**
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.

- Use will be from **January 1st** to **December 31st** of each year.
Month and Day Month and Day
- Use was permitted from **April 1st** to **October 31st** of each year.
Month and Day Month and Day
- Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) **Drill well; install pump, motor, and irrigation system**
State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.
- Estimated cost of works **in excess of \$50,000**
- Estimated time required to construct works **3 years**

14. Estimated time required to complete the application of water to beneficial use 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Desert-Mountain Surveying as agent

By by John H. Milton III, P.L.S.,

s/ John H. Milton III S.W.R.S.

146 West Second Street

Winnemucca, NV 89445

Compared jv/ gkl jr/bk

Protested

APPROVAL

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use, manner of use and point of diversion of the waters of an underground source as heretofore granted under Permit 27058, Certificate 8370 is issued subject to the terms and conditions imposed in said Permit 27058, Certificate 8370 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 59200, 59201, 59616, 59617, 59618, 59619, 59620, 59621, 59622, 59623 and 59624 shall not exceed 3958.37 acre-feet annually for the irrigation of 1007.2 acres.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second, but not to exceed 424.36 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before August 3, 1997

Proof of completion of work shall be filed before September 3, 1997

Application of water to beneficial use shall be made on or before August 3, 1999

Proof of the application of water to beneficial use shall be filed on or before September 3, 1999

Map in support of proof of beneficial use shall be filed on or before September 3, 1999

AUG 29 1995

Completion of work filed

Proof of beneficial use filed

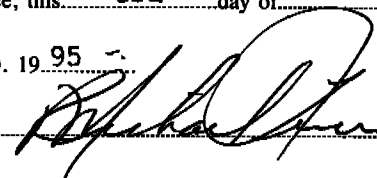
Cultural map filed

Certificate No. Issued

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada; have hereunto set my hand and the seal of my

office, this 3rd day of August

A.D. 19 95


State Engineer

Abrogated By 65606 10

Exhibit "A"
Application to Change Permit 27058

Item 7. - Proposed Place of Use

A portion of the W $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 2, and a portion of the W $\frac{1}{2}$ of Section 11; the W $\frac{1}{2}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, and the SE $\frac{1}{4}$ of Section 14; and the N $\frac{1}{2}$ NW $\frac{1}{4}$ and the N $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 23, all within T.45N., R.33E., M.D.B. & M. - 1018.00 acres.

